

MULLER



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August 8, 2016

COUNTY JUDGE  
RECEIVED

AUG 08 2016

**By Messenger Delivery**

Ms. Ann Werlein  
Fort Bend County Judge's Office  
401 Jackson Street  
Richmond, TX 77469

Re: Fort Bend County Levee Improvement District No. 15 (the "District")

Dear Ms. Werlein:

Enclosed please find one executed original of the Resolution Requesting Commissioners Court of Fort Bend County to Appoint Directors to Fort Bend County Levee Improvement District No. 15 Board of Directors, along with a draft Order of Commissioners Court Appointing Directors.

Please add approval of the Order to the next Commissioners Court agenda, and please return one copy of the fully signed Order to me for District's files.

Should you required anything further, please call me at 281-500-9466 or email me at [tara@mullerlawgroup.com](mailto:tara@mullerlawgroup.com). Thank you for your assistance.

Sincerely,



Tara Miles  
Legal Assistant

Enclosures

CERTIFICATE FOR RESOLUTION

THE STATE OF TEXAS    §  
  §  
COUNTY OF FORT BEND §

I, the undersigned officer of the Board of Directors of Fort Bend County Levee Improvement District No. 15, hereby certify as follows:

1. The Board of Directors of Fort Bend County Levee Improvement District No. 15 convened in regular session on the 29th day of July, 2016, at the regular meeting place thereof, outside the boundaries of the District, and the roll was called of the members of the Board:

Frank Yonish	President
Allan Harris	Secretary/Vice President
Teresa Kurkjian	Assistant Secretary/Assistant Vice President

and all of said persons were present, except Director \_\_\_\_\_, thus constituting a quorum. Whereupon, among other business, the following was transacted at the meeting: a written

RESOLUTION REQUESTING COMMISSIONERS COURT OF FORT BEND COUNTY  
TO APPOINT DIRECTORS TO FORT BEND COUNTY LEEVE IMPROVEMENT  
DISTRICT NO. 15 BOARD OF DIRECTORS

was introduced for the consideration of the Board. It was then duly moved and seconded that the resolution be adopted, and, after due discussion, the motion, carrying with it the adoption of the resolution, prevailed and carried unanimously.

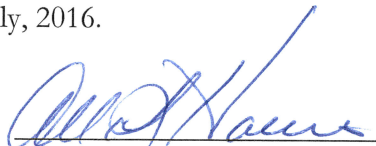
2. That a true, full and correct copy of the aforesaid Resolution adopted at the meeting described in the above and foregoing paragraph is attached to and follows this certificate; that the Resolution has been duly recorded in the Board's minutes of the meeting; that the persons named in the above and foregoing paragraph are the duly chosen, qualified and acting officers and members of the Board as indicated therein; that each of the officers and members of the Board was duly and sufficiently notified officially and personally, in advance, of the time, place and purpose of the aforesaid meeting, and that the Resolution would be introduced and considered for adoption at the meeting, and each of the officers and members consented, in advance, to the holding of the meeting for such purpose; that the meeting was open to the public as required by law; and that public notice of the time, place and subject of the meeting was given as required by Chapter 551, Texas Government Code, and Section 49.063, Texas Water Code.

SIGNED AND SEALED the 29th day of July, 2016.

(SEAL)

4820-2130-9212, v. 1



  
Secretary, Board of Directors

RESOLUTION REQUESTING COMMISSIONERS COURT OF FORT BEND COUNTY  
TO APPOINT DIRECTOR TO FORT BEND COUNTY LEVEE IMPROVEMENT  
DISTRICT NO. 15 BOARD OF DIRECTORS

WHEREAS, the Commissioners Court of Fort Bend County, Texas, has heretofore appointed Terri Kurkjian, Allan Harris, and Frank Yonish as directors of Fort Bend County Levee Improvement District No. 15 (the "District"), for terms that will expire on September 19, 2016; and

WHEREAS, Title 4, Chapter 57 of the Texas Water Code, as amended, confers jurisdiction on the County Judge and Commissioners Court of Fort Bend County, Texas to appoint the directors of the District and to approve the sworn statements, bonds, and oaths of office for such directors; and

WHEREAS, the Board of Directors of the District hereby requests that the Commissioners Court of Fort Bend County, Texas re-appoint Terri Kurkjian, Allan Harris, and Frank Yonish each for a term to expire on September 19, 2020, and approve their sworn statements, bonds, and oaths of office, which are in proper form and have been properly executed; and

WHEREAS, Terri Kurkjian, Allan Harris, and Frank Yonish are over twenty-one years of age, are resident citizens of Fort Bend County, are otherwise qualified by law to serve as directors of the District, and are not disqualified from serving as directors of the District by reason of any law; and

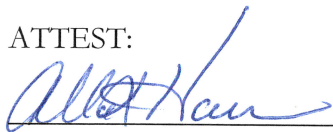
BE IT RESOLVED BY THE BOARD OF DIRECTORS OF FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 15 THAT:

Section 1: The Board of Directors hereby requests that the Commissioners Court of Fort Bend County, Texas, appoint Terri Kurkjian, Allan Harris, and Frank Yonish as directors on the Board for a term of office which expires on September 19, 2020, and approve their sworn statements, bonds, and oaths of office.

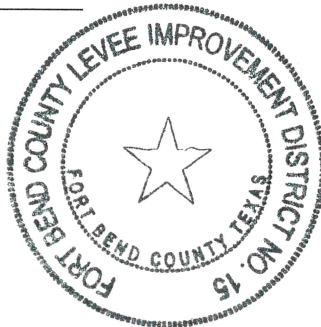
PASSED AND APPROVED this 29th day of July, 2016.

  
\_\_\_\_\_  
President, Board of Directors

ATTEST:

  
\_\_\_\_\_  
Secretary, Board of Directors

(SEAL)



THE STATE OF TEXAS

§  
§  
§

CERTIFICATE FOR ORDER

COUNTY OF FORT BEND

We, the undersigned officers of the Commissioners Court (the "Court") of Fort Bend County, Texas, (the "County") do hereby certify as follows that:

1. We are the duly chosen, qualified and acting officers of the Court for the offices shown below our signatures and that as such we are familiar with the facts herein certified.

2. There is attached to and follows this certificate an excerpt of proceedings from the minutes of a meeting of the Court which is a true, full and complete excerpt of all proceedings from the minutes of the Court pertaining to the adoption of the order described therein; and that the persons named in such excerpt as the officers and members of the Court or as officers of the County are the duly chosen, qualified and acting officers and members as indicated therein.

3. A true and complete copy of the order (the "Order"), as adopted at the meeting described in such excerpt from the minutes, is attached to and follows such excerpt.

4. The Order has been duly and lawfully adopted by the Court and that the County Judge of the County has approved, and hereby approves, the Order; that the County Judge and the County Clerk of the County have duly signed and attested the Order and each, respectively, hereby declares that the signing of this certificate shall also constitute the signing of the Order for all purposes; and that the Order, as signed, has been duly recorded in the minutes of the Court for such meeting.

5. Each of the officers and members of the Court was duly and sufficiently notified officially and personally, in advance, of the date, hour, place and subject of such meeting of the Court, and that the Order would be introduced and considered for passage at such meeting, and each of such officers and members consented, in advance, to the holding of such meeting to consider and act upon such subject.

6. Written notice of the date, hour, place and subject of the meeting of the Court described in the excerpt from the minutes was posted on a bulletin board located at a place convenient to the public in the County Courthouse of the County; and that such meeting was open to the public as required by law at all times during which the Order and the subject matter thereof were discussed, considered and formally acted upon, all as required by the Open Meetings Act, Chapter 551, Texas Government Code, as amended.

SIGNED AND SEALED THE \_\_\_\_\_ day of \_\_\_\_\_, 2016.

\_\_\_\_\_  
Laura Richards  
County Clerk

\_\_\_\_\_  
Robert E. Hebert  
County Judge

(SEAL)

THE STATE OF TEXAS           §  
  §  
COUNTY OF FORT BEND       §

I, the undersigned, County Clerk of the Commissioners Court of Fort Bend County, Texas, do hereby certify that the above and foregoing is a true and correct copy of an Order of the Commissioners Court which was passed and adopted on the \_\_\_\_\_ day of \_\_\_\_\_, 2016, together with a copy of so much of the minutes as show the canvassing of the Court, the names of the members present and absent and the passage and adoption of such Order, all as same appears of record in the minutes of said Court and on file in my office.

WITNESS MY HAND AND THE SEAL OF THE COMMISSIONERS COURT OF FORT BEND COUNTY, TEXAS, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

Laura Richards  
County Clerk of the Commissioners Court of Fort  
Bend County, Texas

By: \_\_\_\_\_

(SEAL)

THE STATE OF TEXAS           §  
  §  
COUNTY OF FORT BEND       §

The Commissioners Court of Fort Bend County, Texas, convened in REGULAR SESSION AT A REGULAR TERM OF SAID COURT, open to the public, on the \_\_\_\_ day of \_\_\_\_\_, 2016, at the County Courthouse, and the roll was called of the duly constituted officers and members of the Commissioners Court and officer of the County, to-wit:

Robert E. Hebert	County Judge
Richard Morrison	Commissioner, Precinct No. 1
Grady Prestage	Commissioner, Precinct No. 2
W. A. "Andy" Meyers	Commissioner, Precinct No. 3
James Patterson	Commissioner, Precinct No. 4
Laura Richards	County Clerk

and all of said persons were present, except \_\_\_\_\_. Whereupon, among other business the following was transacted at said meeting: a written order entitled:

ORDER APPOINTING DIRECTORS FOR  
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 15

(the "Order") was duly introduced for the consideration of the Commissioners Court and reviewed in full. It was then duly moved and seconded that the Order be passed; and, after due discussion, the motion, carrying with it the passage of the Order, prevailed and carried by the following vote:

AYES:

NOES:

The County Judge thereupon announced that the Order had been duly and lawfully adopted. The Order thus adopted follows:

ORDER APPOINTING DIRECTORS FOR  
FORT BEND COUNTY LEVEE IMPROVEMENT DISTRICT NO. 15

THE STATE OF TEXAS           §  
  §  
COUNTY OF FORT BEND       §

WHEREAS, the Commissioners Court of Fort Bend County, Texas, has heretofore appointed the Board of Directors of Fort Bend County Levee Improvement District No. 15 (the "District"), and approved the bonds and oaths of such Directors; and

WHEREAS, the terms of Directors Allan Harris, Frank Yonish, and Teresa Kurkjian expire on September 19, 2016; and

WHEREAS, the Commissioners Court of Fort Bend County, Texas, desires to re-appoint Allan Harris, Frank Yonish, and Teresa Kurkjian to serve as Directors for the District for the term of office expiring September 19, 2020, or until their successors shall be appointed and qualified; and

WHEREAS, the sworn statements, bonds, and oaths of office of Allan Harris, Frank Yonish, and Teresa Kurkjian are in proper form, have been properly executed, and are hereby approved by the County Judge and Commissioners Court of Fort Bend County, Texas; and

WHEREAS, Allan Harris, Frank Yonish, and Teresa Kurkjian are over twenty-one years of age, resident citizens of the State of Texas, otherwise qualified by law to serve as Directors of the District, and not disqualified from serving as Directors of the District by reason of any law; and

WHEREAS, Title 4, Chapter 57 of the Texas Water Code, as amended, confers jurisdiction on the County Judge and Commissioners Court of Fort Bend County, Texas to appoint the Directors of the District and approve their sworn statements, bonds, and oaths of office; now therefore,

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED by the County Judge and Commissioners Court of Fort Bend County, Texas that:

Section 1: The foregoing recitals be and the same are hereby found to be true and correct.

Section 2: Allan Harris, Frank Yonish, and Teresa Kurkjian be and hereby are appointed as Directors of Fort Bend County Levee Improvement District No. 15 to serve in that capacity for the term of office which expires on September 19, 2020, or until their successors shall be appointed and qualified.

Section 3: The sworn statements, bonds, and oaths of office for Allan Harris, Frank Yonish, and Teresa Kurkjian are in proper form, have been properly executed, and the same are hereby affirmed.

Section 4: A copy of the Order shall be recorded in the minutes of this Court.

PASSED AND ADOPTED this \_\_\_\_ day of \_\_\_\_\_, 2016.

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Robert E. Hebert  
County Judge

ATTEST:

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Laura Richards  
County Clerk and of the  
Commissioners Court of Fort Bend County, Texas

(SEAL)